



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Application of

Applicants : John D. Porter and William N. Thompson
Serial No. : 09/740,174
Filed : December 18, 2000
Title : LATCH-UP PREVENTION FOR MEMORY CELLS
Docket No : MIO 0042 V2
Examiner : M. Trinh
Art Unit : 2822
Confirm. No. : 5372

CERTIFICATE OF MAILING
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on September 25, 2002.

Thomas E. Lees - Attorney

Reg. No. 46,867

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

OFFICIAL COMMUNICATION

In the process of checking the status of the above-identified application through the USPTO's PAIR system we note that the Response to Election Requirement and Fourth Preliminary Amendment filed on May 22, 2002, via facsimile, has not been entered into the file history. For the reasons expressed below, applicants wish to point out that a proper response was timely filed via facsimile transmission on May 22, 2002 and entry into the file is respectfully requested. Please note however that the Serial No. was inadvertently written incorrectly on the cover page of the response and facsimile cover sheet. This mistake was not made with any deceptive intent. Rather, it was a clerical error.

A Restriction Requirement (Paper No. 6) setting a 30 day reply period was mailed on April 23, 2002 to Killworth, Gottman, Hagan & Schaeff, L.L.P. In compliance with PTO rules, including 37 C.F.R. §1.6 and 1.8, a Response to Election Requirement and Fourth Preliminary Amendment was transmitted to the Patent and Trademark Office via facsimile transmission on

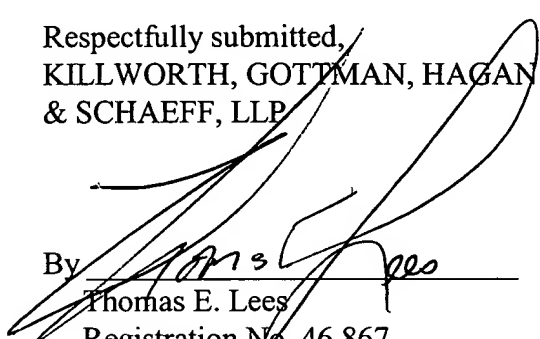
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May 22, 2002. A declaration and supportive documentation is included with this paper, wherein the declarant attests upon personal knowledge that a proper Response to Restriction Requirement was timely filed.

Respectfully submitted,
KILLWORTH, GOTTMAN, HAGAN
& SCHAEFF, LLP

By


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